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## **An Act To Reinstate Rules Requiring Inspection of Chimneys upon the Sale or Transfer of Property**

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 25 MRSA §2465, sub-§1-B,** as enacted by PL 2005, c. 571, §1, is amended to read:

**1-B. Major substantive rules.** The Commissioner of Public Safety may adopt rules requiring maintenance of chimneys, fireplaces, vents and solid fuel burning appliances and inspection of chimneys, fireplaces, vents and solid fuel burning appliances upon the sale or transfer of property and shall adopt rules requiring inspection of chimneys upon the sale or transfer of property. Rules adopted pursuant to this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

### **SUMMARY**

Current law allows the Commissioner of Public Safety to adopt rules requiring the maintenance and inspection of chimneys, fireplaces, vents and solid fuel burning appliances upon the sale or transfer of property. The rules of the Department of Public Safety, Office of the State Fire Marshal were recently amended to remove the requirement of inspection of existing chimneys upon the sale and transfer of property. This bill amends the law to require the adoption of rules requiring the inspection of chimneys upon the sale or transfer of property.